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Counsel for Plaintiffs

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

PINEROS Y CAMPESINOS UNIDOS DEL)
NOROESTE, UNITED FARM WORKERS,)
FARMWORKER ASSOCIATION OF FLORIDA,)
CALIFORNIA RURAL LEGAL ASSISTANCE)
FOUNDATION, and PESTICIDE ACTION)
NETWORK NORTH AMERICA,)

Plaintiffs,)

v.)

E. SCOTT PRUITT, in his official capacity as)
Administrator of the U.S. Environmental Protection)
Agency; and U.S. ENVIRONMENTAL)
PROTECTION AGENCY,)

Defendants.)

Case No: 4:17-cv-03434 JSW

**DECLARATION OF ARMANDO ELENES
IN SUPPORT OF PLAINTIFFS' MOTION
FOR ATTORNEYS' FEES AND COSTS**

1 I, Armando Elenes, hereby declare as follows:

2 1. I am a National Vice-President for the United Farm Workers ("UFW"), one of the
3 plaintiff organizations that brought the above-captioned case. I submit this declaration in support of
4 Plaintiffs' Motion for Attorneys' Fees and Costs, submitted herewith. I have personal knowledge of
5 the matters stated herein and, if called as a witness, could and would competently testify thereto.

6 2. When this lawsuit was filed in June 2017, and as of the date of this declaration, UFW
7 was a 28 U.S.C. § 501(c)(5) tax-exempt organization with 50 employees. The same was true when
8 our Ninth Circuit petitions challenging the rule delays were filed in May and July 2017. On January
9 1, 2017 our net assets were \$2,661,152 and at the end of December 31, 2017, our net assets were
10 \$3,186,559.

11 3. UFW retained Earthjustice to represent it in this litigation, because Earthjustice
12 attorneys have demonstrated skill and distinctive knowledge in the area of environmental and
13 administrative law.

14 4. I am familiar with Earthjustice and its attorneys and know that they have a reputation
15 for providing excellent representation in complex environmental and administrative law cases. In
16 my experience, no similarly qualified attorneys would have agreed to undertake this case at the
17 EAJA statutory rate of \$196.79, which is far below prevailing market rates for legal services in
18 California.

19 I declare under penalty of perjury that the foregoing is true and correct to the best of my
20 personal knowledge.

21
22
23 Dated: June 19, 2018



24 Armando Elenes